

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

KELBAUGH et al.

Serial No. 09/827,332

Filed: April 6, 2001

For: PRODUCT TESTING AND BUG TRACKING SYSTEM

Attention: Application Branch

Atty. Dkt. 723-1081

Date: July 19, 2001



Assistant Commissioner for Patents  
Washington, D.C. 20231

The attached completes filing of the above-identified patent application:

- ☒ Signed Rule 63 Declaration alone, ☐ Copy of Declaration from prior application alone, OR  
☐ Signed Declaration plus attached copy of originally filed specification/drawings.  
☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.  
☒ Record the attached assignment and return to the undersigned.  
☐ Attached is a Power of Attorney.  
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:
- | Application Number | Country | Day/Month/Year Filed |
|--------------------|---------|----------------------|
|--------------------|---------|----------------------|

respectively.

- ☐ Certified copy(ies) of foreign application(s) is/are attached.  
☐ Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_, filed \_\_\_\_\_.  
☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.  
☐ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee.  
☒ Also attached: Submission of New Abstract.

**Fees due are calculated below:**

Basic filing fee					\$	710.00
Total Effective claims	80	- 20 =	60	x \$	18.00	\$ 1,080.00
Independent claims	4	- 3 =	1	x \$	80.00	\$ 80.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper)						\$ 0.00
<b>FILING FEE</b>						\$ 1,870.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months; \$1390.00/4 months)						\$ 0.00
Surcharge (\$130.00) if Declaration or filing fee first now submitted						\$ 130.00
<b>FIRST SUBTOTAL</b>						\$ 2,000.00
If "small entity," enter half (1/2) of subtotal and subtract						-\$ 0.00
<b>SECOND SUBTOTAL</b>						\$ 2,000.00
Assignment Recording Fee (\$40.00)						\$ 80.00
<b>TOTAL FEE DUE</b>						\$ 2,080.00
Check enclosed (Pre-Bill)*						\$ 2040.00
Check enclosed (non Pre-Bill)*						\$ 40.00
<b>TOTAL FEE ENCLOSED</b>						\$ 2080.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
MEN:mg

**NIXON & VANDERHYTE P.C.**

By Atty: Mark E. Nusbaum, Reg. No. 32,348

The PTO did not receive the following listed item(s) a check for \$2080 and assignment but check for \$2040.00

Signature: Mark E. Nusbaum

\*For N&V internal accounting purposes.

#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No. 09/827,332

Filed: April 6, 2001

For: PRODUCT TESTING AND BUG TRACKING SYSTEM



Atty. Ref.: 723-1081

Group:

Examiner:

\* \* \* \* \*

July 19, 2001

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

Sir:

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Enclosed is a copy of the Filing Receipt for the above-identified application which incorrectly states the second inventor's last name as "Deiderich". It should read "Diederich". The correction is shown in red on the attached copy of the filing receipt. Correction of same is respectfully requested.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: 

Mark E. Nusbaum

Reg. No. 32,348

MEN:mg  
1100 North Glebe Road, 8th Floor  
Arlington, VA 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100

#5



723-940  
MEN

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/827,332	04/06/2001	2152	0.00	723-940	52	80	4

NIXON & VANDERHYE P.C.  
1100 North Glebe Road, 8th Floor  
Arlington, VA 22201



CONFIRMATION NO. 6939

## FILING RECEIPT



\*OC00000006108278\*

Date Mailed: 05/23/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Michael Kelbaugh, Kirkland, WA;  
Dave ~~Deiderich~~, Kirkland, WA; *Diederich*  
Eric M. Bush, Monroe, WA;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/242,075 10/23/2000

## Foreign Applications

If Required, Foreign Filing License Granted 05/23/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

N n-Publication Request: No

Early Publication Request: No

## Title

Product testing and bug tracking system

## Preliminary Class

709

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Data entry by : TEGBARU, HAIMANOT

Team : OIPE

Date: 05/23/2001



**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/827,332	04/06/2001	Michael Kelbaugh	723-940

CONFIRMATION NO. 6939

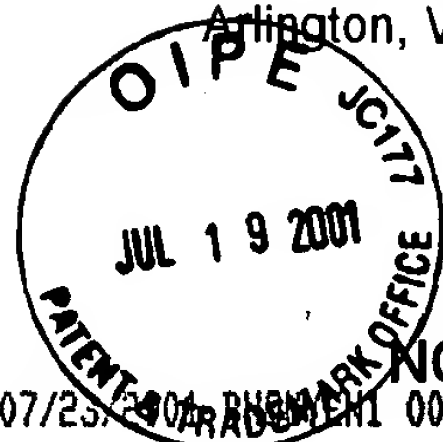
## FORMALITIES LETTER



\*OC00000006108279\*

NIXON & VANDERHYE P.C.  
1100 North Glebe Road, 8th Floor  
Arlington, VA 22201

Date Mailed: 05/23/2001



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2001 BNGUYEN1 00000017 09827332

01 FC:101	710.00 DP
02 FC:102	80.00 DP
03 FC:103	1080.00 DP
04 FC:105	130.00 DP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1160.
  - \$1080 for 60 total claims over 20.
  - \$80 for 1 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2000.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- An Abstract not to exceed 150 words in length, commencing on a separate sheet (37 CFR 1.72(b)).

Repln. Ref: 07/23/2001 BNGUYEN1 0016254200  
DAH:141140 Name/Number:09827332  
FC: 704 \$40.00 CR

*A copy of this notice **MUST** be returned with the reply.*

H.T

**Initial Patent Examination Division (703) 308-1202**

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**SECRET**